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Kinsale Insurance Company

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

FIRST MERCURY INSURANCE
COMPANY,

Plaintiff,

v.

KINSALE INSURANCE COMPANY,
KLEIN PLASTERING, INC; and
THOMPSON BROOKS, INC.,

Defendant.

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WOLKIN CURRAN, LLP
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Thompson Brooks, Inc.

Case No. 3:18-cv-00071-SI

**JOINT STATUS CONFERENCE
STATEMENT**

Hon. Susan Illston

1 Plaintiff First Mercury Insurance Company (“First Mercury”) and Defendants
 2 Thompson Brooks, Inc. (“TBI”) (collectively the “Parties”), file this Joint Status
 3 Conference Report pursuant to the Clerk’s Notice entered on September 12, 2018 [D.E.
 4 72].

5 On August 6, 2018, Defendant Thompson Brooks, Inc. (“TBI”) filed a petition for
 6 relief under Chapter 7 of Title 11 of the U.S. Code in the Bankruptcy Court of the
 7 Northern District of California (case no. 18-30864) (*see* D.E. 70). TBI’s bankruptcy
 8 petition remains pending. Counsel for TBI informs that TBI’s insurance carrier, Home
 9 Construction Insurance Company (“HCIC”), intends to file a motion in the Bankruptcy
 10 Court concerning its contribution rights against other parties in this action.

11 HCIC intends to file a Complaint-in-Intervention in this action after concluding its
 12 motion practice in the Bankruptcy Court.

13 In light of the above, the parties are in agreement that a continued stay of this action
 14 with a joint status report to be submitted at the end of the first quarter of 2019 would be
 15 appropriate at this juncture.

16 DATED: December 28, 2018

WARGO & FRENCH LLP

18 By: /s/ Mark L. Block

19 RAYMOND J. TITTMANN

MARK L. BLOCK

21 Attorneys for Plaintiff First Mercury Insurance
 22 Company

23 DATED: December 28, 2018

SELVIN WRAITH HALMAN LLP

25 By: /s/ Gary R. Selvin

GARY R. SELVIN

27 Attorney for Defendant Kinsale Insurance
 28 Company

1 DATED: December 28, 2018 WOLKIN CURRAN LLP

2 By: /s/Brandt L. Wolkin
3 BRANDT L. WOLKIN

4 Attorney for Defendant Thompson Brooks, Inc.
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